

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of: ) Group Art Unit: 2182  
)  
PECONE ) Examiner: PEYTON, TAMMARA R.  
)  
Serial No.: 09/967,194 ) Confirmation No.: 6054  
)  
Filed: September 28, 2001 ) RESPONSE TO RESTRICTION  
) REQUIREMENT  
Atty. File No.: 4430-32 )

For: "MODULAR ARCHITECTURE FOR A  
NETWORK STORAGE CONTROLLER"

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

<p style="text-align: center;">CERTIFICATE OF TRANSMISSION</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING TRANSMITTED VIA THE OFFICE ELECTRONIC FILING SYSTEM IN ACCORDANCE WITH §1.6(a)(4) ON <u>April 11, 2007</u></p> <p style="text-align: center;">SHERIDAN ROSS P.C.</p> <p>BY: <u>Sarah McLaughlin</u></p>
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Dear Sir:

This Response to Restriction Requirement is submitted in reply to the Examiner's action having a mailing date of March 23, 2007, in connection with the above-identified patent application. Although no fees are due in connection with the filing of this paper, please charge any fees deemed necessary to deposit account No. 19-1970.

In the Office Action, a Requirement that one of three identified species be elected for prosecution on the merits is made. The claims will be restricted to the elected species if no generic claim is finally held to be allowable.

The Requirement is respectfully traversed. In particular, the Office Action does not state any grounds for supporting the requirement that a single disclosed species be elected. Therefore, reconsideration and withdrawal of the Restriction Requirement, and prosecution of all the pending claims are respectfully requested.

Applicants elect Species 1 for immediate prosecution if the Restriction Requirement is made final. As identified by the Examiner, Claims 1-9 read on Species 1. Moreover, applicants note that Claim 1 is generic to all of the pending claims (*i.e.* Claims 1-19).

In view of the foregoing, reconsideration and withdrawal of the Examiner's Restriction Requirement is respectfully requested. The Examiner is invited to contact the undersigned by telephone if doing so would expedite the resolution of this case.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: \_\_\_\_\_



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Date: April 11, 2007